



11-24-03

[Handwritten mark]

Country: US
Application No.: TBA ~~1071729~~
Filing Date: July 30, 2002
Inventor: Jürgen Engel and Manfred Peukert
Title: **USE OF LHRH ANTAGONISTS IN DOSES THAT DO NOT CAUSE CASTRATION FOR THE T-CELL MEDIATED IMMUNITY**
Atty Docket No.: (old) 0691-073; (new) 103832-512-NP



CERTIFICATE OF "EXPRESS MAILING"

"EXPRESS MAIL" Mailing Label Number: EL 753209038 US

Deposited: November 20, 2003

I hereby certify that this and the enclosed paper(s) and/or fee(s) is/are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Submitted herewith are the following items:

1. Petition to Accord A Filing Date (2 pages);
2. Copy of Return Receipt Postcard dated 7/30/02 (1 page);
3. Copy of Express Mail Label dated 7/30/02 (1 page);
4. Copy of Application Data Sheet (1 page);
5. Copy of Patent Application of Jürgen Engel and Manfred Peukert with 11 claims (5 pages);
6. Fee Transmittal Form in duplicate (2 pages);
7. This Certificate of Express Mailing bearing Express Mailing Label No. and deposit date stated above (1 page); and
8. Return Receipt Postcard.

TOTAL PAGES IN THIS SUBMISSION: 13 + postcard

Francene Sawyer
Francene Sawyer

CERTIFICATE OF EXPRESS MAILING

EXPRESS MAIL Mailing Label Number: EL 753209038 US

Date of Deposit: November 20, 2003

I hereby certify that this correspondence, fee, and all accompanying papers, if any, are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Francene Sawyer November 20, 2003
Francene Sawyer Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : TBA
Applicant : Jürgen Engel and Manfred Peukert
Filed : July 30, 2002
Title : USE OF LHRH ANTAGONISTS IN DOSES THAT DO NOT CAUSE
CASTRATION FOR THE T-CELL MEDIATED IMMUNITY
TC/A.U. : TBA
Examiner : TBA
Docket No. : (Old) 0691-073; (New) 103832-512NP

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO ACCORD A FILING DATE

Sir:

It is hereby requested that the above-identified application be accorded the filing date of

July 30, 2002.

A copy of the original application data sheet and specification with claims is attached.

We submit that the filing date of July 30, 2002 should be accorded this application because of the following evidence:

1. Attached is a copy of the return postcard which acknowledges receipt by stamp JC25 of the Office of Initial Patent Examination of the nonprovisional application of inventors Jürgen Engel and Manfred Peukert on July 30, 2002. The nonprovisional application claimed priority to provisional Application No. 60/309,735, filed on August 2, 2001. The return postcard clearly shows our appropriate docket number 0691-073 for the nonprovisional application.

2. The front side of the return postcard shows the metering stamp in red ink made in New York on July 24, 2002. Overlapping the metering stamp is the U.S. Postal Service cancellation stamp which reads August 6, 2002, in black ink (this may not be easily seen on the attached photocopy, however, we can present the original at your request).

3. The Express Mail Post Office to Addressee label shows the application for docket number 0691-073 was mailed by next day service on July 30, 2002.

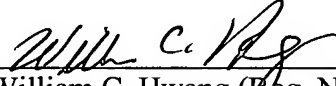
4. The nonprovisional patent application data sheet shows both the express mail number of EL 753206385 US and the Attorney Docket No. 0691-073. These correspond to the Express Mail label and the return receipt postcard.

Under the circumstances, it is believed that the date stamped on the return postcard by the OIPE indicates that the nonprovisional application was received by the USPTO. Therefore, this application should be accorded the filing date July 30, 2002 since it was mailed by Express Mail Post Office to Addressee on that date.

The Commissioner is authorized to charge any required fees, including any extension and/or other fees, or credit any overpayment, to Goodwin Procter LLP Deposit Account No. 06-0923.

Date: November 20, 2003

Respectfully submitted for Applicant,



William C. Hwang (Reg. No. 36,169)
GOODWIN PROCTER LLP
599 Lexington Avenue
New York, NY 10022
(212) 813-8815



FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

Complete if Known

Application Number	TBA
Filing Date	July 30, 2002
First Named Inventor	Jurgen Engel et al.
Examiner Name	TBA
Art Unit	TBA
Attorney Docket No.	(old) 0691-073; (new) 103832-512-NP

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

06-0923

Goodwin Procter LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)				(\$)	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below		Fee Paid
Total Claims	<input type="text"/>	-20** =	<input type="text"/>	X	<input type="text"/>	<input type="text"/>
Independent Claims	<input type="text"/>	-3** =	<input type="text"/>	X	<input type="text"/>	<input type="text"/>
Multiple Dependent					<input type="text"/>	<input type="text"/>

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130.00
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 130.00

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	William C. Hwang	Registration No. (Attorney/Agent)	36,169	Telephone	(212) 813-8815
Signature	<i>William C. Hwang</i>	Date	November 20, 2003		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Express Mail No. EL 753206385 US
IN THE PATENT AND TRADEMARK OFFICE



16623 U.S. PTO

Application of Jürgen Engel et al.

Nonprovisional of Ser. No. 60/309,735

Provisional filed on August 2, 2001

For: USE OF LHRH ANTAGONISTS IN DOSES THAT DO NOT CAUSE
CASTRATION FOR THE T-CELL MEDIATED IMMUNITY.

Attorney's docket 0691-073

Commissioner of Patents
Washington DC 20231

Sir:

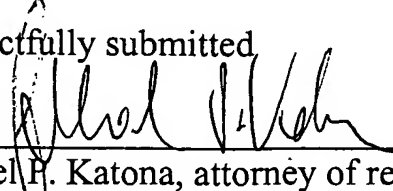
This is the application data sheet for the enclosed nonprovisional application based on the above-identified provisional application. Another letter to that effect was also sent early in July. The PTO failed to act on either of those letters by failing to associate the file of this application with the customer No. address of the applicant that was provided on the filing cover letter of the provisional application, and on the subsequently mailed letter. Accordingly, it is now the third time requested that the file of the application be, at long last, associated by the customer No. address of the applicant's attorney.

The inventors are Jürgen Engel, a German citizen, residing at Alzenau, Germany mailing address Erlenweg 3, 63755 Alzenau, Germany, and Manfred Peukert, a German citizen, residing at Oberursel, Germany, mailing address An der Untermühle 2, 61440 Oberursel, Germany.

Please charge the \$740 + \$130 surcharge, totaling \$ 870 to deposit account No. 060923.

Customer No. address 23622

Respectfully submitted



Gabriel P. Katona, attorney of record